

LAW OFFICES OF PATRICK R. KITCHIN
Patrick R. Kitchin (State Bar No.: 162965)
prk@investigationlogic.com
565 Commercial Street, 4th Floor
San Francisco, California 94111
Telephone: (415) 677-9058
Facsimile: (415) 627-9076

Attorneys for Plaintiff
CHARLES D. KLEIN

SEYFARTH SHAW LLP
William J. Dritsas (State Bar No.: 097523)
wdritsas@seyfarth.com
Cassandra H. Carroll (State Bar No.: 209123)
ccarroll@seyfarth.com
560 Mission Street, Suite 3100
San Francisco, California 94105
Telephone: (415) 397-2823
Facsimile: (415) 397-8549

Attorneys for Defendant
BOVIS, INC. dba GOLD DUST LOUNGE

FILED

JUL 22 2005

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES D. KLEIN,

Plaintiff,

vs.

BOVIS, INC., a California Corporation,
doing business as GOLD DUST LOUNGE,

Defendants.

CASE NO. C 05-1255 MHP

STIPULATION AND ~~PROPOSED~~ ORDER
TO CONTINUE CASE MANAGEMENT
CONFERENCE

On March 29, 2005, the Court entered an Order Setting Initial Case Management Conference scheduling the deadline to file and serve a Case Management Statement for July 25, 2005 and the Case Management Conference for August 1, 2005 in Courtroom 15 at 4:00 p.m. On July 8, 2005, the parties entered into an ADR Stipulation to participate in the Court's mediation program under ADR L.R. 6. The parties agreed and hereby stipulate to complete this mediation by September 30, 2005.

1 In view of the parties agreement to mediate this action by September 30, 2005, the parties
2 hereby stipulate and respectfully request this Court to continue both (1) the deadline for service
3 and filing of the Joint Case Management Statement and Proposed Order and (2) the Case
4 Management Conference until after September 30, 2005

5 Good cause exists for the parties' request for a continuance because the mediation will
6 enable the parties to seek to informally resolve this litigation before they incur further litigation
7 expenses, including the amounts associated with preparing a Joint Case Management Statement
8 and Proposed Order and appearing for the Case Management Conference. Moreover, while the
9 parties intend to complete their initial disclosures on July 25, 2005, as provided by the Court's
10 Order, the parties have also agreed and hereby stipulate to delay written discovery and
11 depositions in this matter until thirty (30) days after the mediation is completed. Both parties
12 have agreed to cooperate in minimizing litigation fees and expenses in an effort to resolve this
13 matter early through mediation.

14 DATED: July 14, 2005

LAW OFFICES OF PATRICK R. KITCHIN

15 By: /s/ Patrick R. Kitchin

16 Patrick R. Kitchin
17 Attorneys for Plaintiff
CHARLES D. KLEIN

18 DATED: July 14, 2005

SEYFARTH SHAW LLP

19 By: Cassandra H. Carroll

20 William J. Dritsas
21 Cassandra H. Carroll
22 Attorneys for Defendant
BOVIS, INC. dba GOLD DUST LOUNGE

23 IS SO ORDERED:

24 Dated: 7/22/2005

25 Marilyn Hall Patel
26 Marilyn Hall Patel
United States District Judge

27 A FURTHER CASE MANAGEMENT CONFERENCE IS SET FOR NOVEMBER 7, 2005 at 4:00 pm;
28 A JOINT STATEMENT SHALL BE FILED ONE WEEK PRIOR TO THE CONFERENCE.